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In re Application of  
SEEDS et al.  
Serial No.: 10/538,713  
PCT No.: PCT/GB03/05428  
Int. Filing Date: 12 December 2003  
Priority Date: 13 December 2002  
Attorney's Docket No.: KLB-002  
For: AN OPTICAL COMMUNICATION  
SYSTEM FOR WIRELESS RADIO SIGNALS

DECISION ON  
SUBMISSION

This is a decision on applicants' submission under 35 U.S.C. 371, filed on 10 June 2005 in the United States Patent and Trademark Office (USPTO).

**BACKGROUND**

On 10 June 2005, within the thirty month period, applicant filed a Transmittal Letter requesting entry into the national stage in the United States of America under 35 U.S.C. § 371 with, *inter alia*, the requisite basic national fee. Applicant also filed six separate declarations pursuant to PCT Rule 4.17. Each declaration identified a single inventor and was executed by that inventor, rather than identifying all inventors listed in the published International application.

**DISCUSSION**

The declarations submitted on 10 June 2005 utilize the Form PCT/RO/101 declaration sheets (iv) pursuant to PCT Rule 4.17. The declarations do not identify all the inventors listed on the published International application. Rather each declaration names an individual inventor and is signed by that inventor only. For compliance with 37 CFR 1.495 and 1.497(a), the declaration must identify all the inventors.

Since each declaration does not identify all the inventors, it does not meet the requirements of 37 CFR 1.497(a) and (b) and is unacceptable.

**CONCLUSION**

For the reasons set forth above, the declarations submitted on 10 June 2005 are unacceptable because they do not identify all inventors and therefore, it does not meet the requirements of 37 CFR 1.497(a) and (b).

The application will be forwarded to the United States Designated/Elected Office for

further processing including issuance of the Notification of Missing Requirements indicating that a new oath or declaration, in compliance with 37 CFR 1.497(a) and (b), is required.

Any further correspondence with respect to this matter should be addressed to the Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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